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OFFICE OF PETITIONS

DECISION ON PETITION

In re Application of :
Chen et al. :
Application No. 10/669,705 :
Filed: 09/25/2003 :
Attorney Docket No. 900/00420 :

This is a decision on the petition under 37 CFR 1.137(b), filed May 12, 2008, to revive the above-identified application.

The petition is GRANTED.

On July 9, 2007, the Office mailed a final Office action, which set a three-month shortened statutory period to reply. The proposed reply required for consideration of a petition to revive must be a Notice of Appeal (and appeal fee required by 37 CFR 41.20(b)(2), an amendment that *prima facie* places the application in condition for allowance, a Request for Continued Examination (RCE) and submission (37 CFR 1.114), or the filing of a continuing application under 37 CFR 1.53(b). See MPEP 711.03(c)(III)(A)(2). In the absence of a timely and proper reply, the Office mailed a Notice of Abandonment on April 1, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that applicant has supplied (1) the reply in the form of a RCE, the RCE fee and the submission required by 37 CFR 1.114; (2) the petition fee; and (3) a proper statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3211.

This application is being referred to Technology Center AU 1631 for processing of the RCE and for appropriate action by the Examiner in the normal course of business on the amendment submitted in accordance with 37 CFR 1.114.

C. T. Donnell

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